

REMARKS

This paper is filed in response to the office action mailed on July 1, 2004.

In the office action, claims 1-4 stand rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by U.S. Patent Application Publication No. 2003/0008968 ("Sugeta"). In response, claims 1-4 have been canceled and the elements of claims 1 and 5 have been combined. Claims 8-10 have been added and therefore only claims 5-10 are pending. The Patent Office admits that Sugeta is not an anticipating or obviating reference with respect to process claim 5 and therefore the prior art rejections based upon Sugeta are respectfully traversed.

Next, the office action rejects claims 1-7 under 35 U.S.C. § 102(e) as allegedly being anticipated by U.S. Patent Application Publication No. 2003/0219682 ("Wakiya"). Applicants respectfully traverse this rejection because Wakiya is not prior art. Specifically, Wakiya is based upon an application serial number 10/443,746, filed in the USPTO on May 23, 2003. The priority date for the present application is November 29, 2002, based upon Korean priority application number 2002-75289. A certified copy of priority document number 2002-75289 was filed with the present application and is reflected on the filing receipt for the present application. To perfect applicants' priority date of November 29, 2002, a verified translation of Korean priority document number 2002-75289 is submitted herewith. Thus, now a verified translation and a certified copy of Korean priority application number 2002-75289 is before the Patent Office.

Thus, Wakiya is not prior art under § 102(e) because it was not filed in the USPTO before applicants' invention or applicants' effective priority date of November 29, 2002. Accordingly, applicants respectfully submit that the § 102(e) rejection based upon Wakiya is improper and must be withdrawn.

An early action indicating the allowability of the present application is earnestly solicited.

The Commissioner is authorized to charge any fee deficiency required by this paper, or credit any overpayment, to Deposit Account No. 13-2855.

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Respectfully submitted,

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